

STATE OF INDIANA)
) SS:
BOONE COUNTY)

IN THE BOONE CIRCUIT COURT
AVC NO. _____

IN RE: SUNSHINE CANDLE
CORPORATION, Inc.

06 C010505 M1 262

) MISCELLANEOUS DOCKET
) NO. _____
)
)

Respondent.

FILED

MAY 18 2005

ASSURANCE OF VOLUNTARY COMPLIANCE

Eric C. Haroffalo
CLERK BOONE COUNTY CIRCUIT COURT

The State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Eric Jackson, and the Respondent, Sunshine Candle Corp., enter into an Assurance of Voluntary Compliance ("Assurance") pursuant to Indiana Code § 24-5-0.5-7(a).

Any violation of the terms of this Assurance constitutes prima facie evidence of a deceptive act. This Assurance is entered into without any adjudication of any issue of fact or law, and upon consent of the parties.

The parties agree:

1. Respondent is a New York corporation engaged in the sale of business opportunities with a principal place of business at 9745 Queens Boulevard Suite 610, Flushing, NY 11374, and transacts business with Indiana consumers.
2. The terms of this Assurance apply to and are binding upon the Respondent, its employees, agents, representatives, successors, and assigns.
3. Respondent acknowledges the jurisdiction of the Consumer Protection Division of the Office of Attorney General to investigate matters hereinafter described, pursuant to the authority of Ind. Code §4-6-9-4, Ind. Code §24-5-0.5-1 et seq., and Ind. Code §24-5-8-1 et seq.

4. Respondent, in soliciting and transacting business within the State of Indiana, shall comply with the provisions of Indiana's Deceptive Consumer Sales Act, Ind. Code § 24-5-0.5-1 et seq., and Indiana's Business Opportunities Transactions Act, Ind. Code § 24-5-8-1 et seq.

5. Respondent shall not advertise or make any other representations to Indiana residents with regard to any business opportunity offered by Respondent without first filing the disclosure statement required by Ind. Code § 24-5-8-2 and the surety bond required by Ind. Code § 24-5-8-3 with the Consumer Protection Division of the Indiana Attorney General's Office and paying the statutory fifty dollar (\$50.00) filing fee.

6. Respondent shall not enter into a contract for the sale of a business opportunity with an Indiana investor unless such contract is in writing and includes the terms required by Ind. Code § 24-5-8-6.

7. Respondent shall pay full restitution to any investor filing a written complaint with the Consumer Protection Division of the Indiana Attorney General's Office in the future, if such complaint arises from a business opportunity contract between an investor and Respondent solicited or formed within the State of Indiana during a time period when Respondent's activities as a seller of business opportunities were not in full compliance with Indiana's Business Opportunities Transactions Act.

8. Upon execution of this Assurance, Respondent shall pay consumer restitution in the amount of Four Thousand Four Hundred Seventy Dollars (\$4470.00) to the Office of Attorney General on behalf of Timothy S. Love, 2405 West 550 South, Lebanon, IN 46544. The payments will be made in three monthly payments of One Thousand Four Hundred Ninety Dollars (\$1490.00) and shall be due on April 30, 2005, May 31, 2005 and June 30, 2005.

9. Respondent shall pay costs in the amount of Three Hundred Dollars (\$300.00) to the Office of Attorney General. This payment shall be due when the final payment is

made on June 30, 2005, and therefore the final payment amount shall be One Thousand Seven Hundred Ninety Dollars (\$1,790.00).

10. Respondent shall not represent that the Office of Attorney General approves or endorses Respondent's past or future business practices, or that execution of this Assurance constitutes such approval or endorsement.

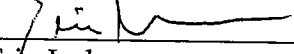
11. Respondent shall fully cooperate with the Office of Attorney General in the resolution of any future written complaints the Consumer Protection Division receives.

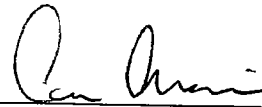
12. The Office of Attorney General shall file this Assurance with the Boone County Circuit Court. The Court's approval of this Assurance shall not act as a bar to any private right of action.

DATED this 4 day of 27, 2005.

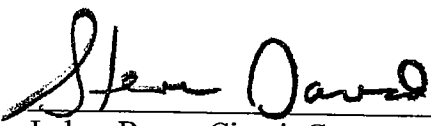
STATE OF INDIANA
STEVE CARTER
Attorney General of Indiana

RESPONDENT
Sunshine Candle Corporation

By: 
Eric Jackson
Deputy Attorney General
Attorney No. 19415-49
Office of the Attorney General
302 West Washington Street 5th Floor
Indianapolis, IN 46204-2770
Telephone (317) 233-3987

By: 
Name: Carl Anes
Title: V.P. President

APPROVED this 18 day of MAY, 2005.


Judge, Boone Circuit Court